



U.S. Department
of Transportation
**Federal Transit
Administration**

1200 New Jersey Avenue S.E.
Washington, D.C. 20590

Michael Morisy
MuckRock News
DEPT MR 3324
PO Box 55819
Boston, MA 02205-5819

MAY - 9 2013

Our File No. FY13-0117

Dear Mr. Morisy,

This letter is in response to your email dated March 12, 2013, requesting information under the Freedom of Information Act (FOIA). Specifically you requested the following records:

- “Copies of contracts with Booz Allen Hamilton to the agency over the past 5 years.”
- “Any final reports generated and delivered by Booz Allen Hamilton to the agency over the past 5 years.”

We have searched our files and have enclosed documents responsive to your request for “copies of contracts with Booz Allen Hamilton to the agency over the past 5 years”. However, FTA has determined that some of the information is confidential and privileged commercial information and is not releasable. We have based this withholding of information on Exemption 4 of the FOIA, U.S.C. Section 552(b)(4) as implemented by the Department of Transportation regulations 49 CFR Section 7.69. Exemption 4 protects from disclosure information that is “commercial or financial, obtained from a person and privileged or confidential.”

In addition, FTA has redacted some personal privacy information based on Exemption 6 of the FOIA, 5 U.S.C. Section 552(b)(6), as implemented by regulations by the Department of Transportation, 49 C.F.R. Section 7.13(c)(6), on the grounds that the release of this information would constitute a clearly unwarranted invasion of personal privacy.

FTA is still searching for documents pertaining to your request for “any final reports generated and delivered by Booz Allen Hamilton to the agency over the past 5 years”. If available, this information will be mailed to you.

The persons responsible for this determination are the undersigned and Michelle Hershman, an attorney with the Office of Chief Counsel. To the extent that materials have been redacted, this is a partial denial of your request. If you are not satisfied with this response, you may appeal by writing to the Deputy Administrator of the Federal Transit Administration, 1200 New Jersey Avenue S.E., 5th Floor, East Building, Washington, D.C. 20590. An appeal must be submitted within thirty (30) days after you receive this determination. It should contain

any information and argument on which you may wish to rely, and the envelope in which the appeal is sent should be prominently marked "FOIA APPEAL." The Deputy Administrator's determination will be administratively final.

The duplication fee for this document is negligible and is waived pursuant to the FOIA and the Department of Transportation regulations, 49 C.F.R. Section 7.44 (c).

Sincerely,

Sylvia L. Marin
for Tommy Carter
Director, Office of Management
Planning